

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

UNITED STATES OF AMERICA, ) CASE NO. MJ 10-358  
Plaintiff, ) CR10- 426 DNV  
v. )  
EMERSON ZAPOTOSKY, ) DETENTION ORDER  
Defendant. )  
\_\_\_\_\_  
)

Offense charged: Felon in Possession of a Firearm

Date of Detention Hearing: August 30, 2010

The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for detention hereafter set forth, finds that no condition or combination of conditions which defendant can meet will reasonably assure the appearance of defendant as required and the safety of other persons and the community.

**FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION**

(1) Defendant is charged by Indictment in the District of Nevada with one count of Felon in Possession of a Firearm. He was arrested in this District and has waived his right to an

01 identity hearing. He does not contest detention in this District.

02 (2) There does not appear to be any condition or combination of conditions that will  
03 reasonably assure the defendant's appearance at future Court hearings while addressing the  
04 danger to other persons or the community.

05 It is therefore ORDERED:

- 06 (1) Defendant shall be detained pending trial and committed to the custody of the  
07 Attorney General for confinement in a correction facility separate, to the extent  
08 practicable, from persons awaiting or serving sentences or being held in custody  
09 pending appeal;
- 10 (2) Defendant shall be afforded reasonable opportunity for private consultation with  
11 counsel;
- 12 (3) On order of a court of the United States or on request of an attorney for the  
13 Government, the person in charge of the corrections facility in which defendant  
14 is confined shall deliver the defendant to a United States Marshal for the purpose  
15 of an appearance in connection with a court proceeding; and
- 16 (4) The clerk shall direct copies of this Order to counsel for the United States, to  
17 counsel for the defendant, to the United States Marshal, and to the United States  
18 Pretrial Services Officer.

19 DATED this 30th day of August, 2010.

20   
21 Mary Alice Theiler  
22 United States Magistrate Judge